

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
JANUARY 3, 1962

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. of Wednesday, January 3, 1962. Councilmen Brown, Katzakian, Mitchell, Ullmann and Culbertson (Mayor) present; none absent.

Also present: City Manager Graves, City Attorney Mullen, Administrative Assistant Carlton and Planning Director Rodgers.

MINUTES Minutes of December 20, 1961 were approved as written and mailed on motion of Councilman Katzakian, Brown second.

COMMUNICATIONS

CLAIM FOR DAMAGES A Claim for Damages from Ernest J. Felton, 548 South Sacramento Street, was presented. The claim was for injury and death to Mr. Felton's minor son in the amount of \$1,300 for funeral expenses and \$35,000 in general damage. The claim was rejected by the City Council and referred to the City's Agent of Record on motion of Councilman Brown, Katzakian second.

CITIES-COUNTY MEETING Notice was received that the Cities and County of San Joaquin Association meeting will be held in Escalon on January 4, 1962.

LEGISLATION RE SALE OF GAS A transcript of the appearance of County Supervisor Bruce McKnight before the Public Utilities Commission in regard to proposed legislation on the control of natural gas wells and the transportation and sale of gas was received from the County of San Joaquin Board of Supervisors. Such legislation would make it mandatory to sell gas only to public utilities and would prohibit local producers from distributing gas through their own pipelines. The County was asking the City's support in fighting such legislation. Councilman Brown, stating that the matter of gas distribution would require study and that the Council needed more information on the subject, moved that the request of the Board of Supervisors be deferred until the Council had more knowledge of the subject. The motion was seconded by Councilman Ullmann and carried.

SPECIAL LEAGUE MEETING Notice was recieved that a special meeting of the League of California Cities would be held in Sacramento on February 1-2, 1962 at the Sacramento Inn for the purpose of formulating a policy on metropolitan government. It was agreed that the City should be represented at this meeting.

REPORTS OF THE CITY MANAGER

CLAIMS Claims in the amount of \$201,774.59 were approved on motion of Councilman Brown, Mitchell second.

CHEROKEE DITCH R/W City Manager Graves stated that appraisals had been secured on the property needed for Cherokee Ditch running south from Kettleman Lane along the east side of the Bypass to where the Bypass meets

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RES. NO. 2501
ADOPTED

Cherokee Lane. He said that six ownerships are involved and that the acquisition of right of way for the ditch had been discussed with the property owners, but not costs. He said the State needed dirt for the Bypass project and that if the City has the right of way by the time the State is ready to start construction, the State will dig the ditch for the City in order to get the dirt. Mr. Graves recommended that the Council initiate proceedings by adopting a resolution authorizing condemnation of the property in the event that negotiations fail. Councilman Katzakian moved the adoption of Resolution No. 2501 authorizing the City Attorney to start condemnation proceedings and to negotiate for right of way acquisition for the Cherokee Ditch from Kettleman Lane south to where the Bypass merges into Cherokee Lane. The motion was seconded by Councilman Mitchell and carried unanimously.

CHESTNUT-LEE
INTERSECTION

The City Manager reported on the results of a survey made of the Chestnut-Lee intersection which had been requested by the Council. Visibility is from "fair" to "excellent", except for southbound traffic on Lee Avenue which has poor visibility because of the parked cars and the off-street loading area at the rear of Ted Schneider's building. During the past four years there have been seven accidents at or near this intersection and of these seven, two have poor visibility marked as the possible reason for the accident. The City Manager stated that this intersection is typical of intersections in residential areas and he recommended that stop signs not be erected. Stating that erection of stop signs might lead to increased traffic and speed on the through street, Councilman Katzakian moved that the intersection be left as is and that no stop signs be installed. The motion was seconded by Mayor Culbertson and carried unanimously.

LIABILITY
INSURANCE
FOR 1962

Notice was received from Max Elson, the City's Agent of Record for liability insurance, that the composite rate on the City's liability insurance had been reduced from \$1.47 to \$1.086 per hundred dollars payroll, representing a reduction of 5.3% or approximately \$652. However, due to the growth of the City, the total premium for 1962, which is \$11,618.09, is slightly higher than that for 1961. In his letter Mr. Elson complimented Mr. Loren Cromwell of the Engineering Department for his cooperation and efforts which contributed much to a safer city. On motion of Councilman Mitchell, Brown second, the City Council approved payment of \$11,618.09 to the American Surety Company of New York for the City's 1962 liability insurance.

ORDINANCES

REZONE TO C-S
ON CHEROKEE LN
ORD. NO. 715
ADOPTED

Councilman Katzakian asked if the conditions had been met which the Council required before it would adopt Ordinance No. 715 rezoning the property on Cherokee Lane between Poplar Street and a line south of Vine Street to C-S. Planning Director Rodgers replied that the Council's requirements had been met inasmuch as the driveway at Mission Street on the plans for the proposed

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shopping center had been eliminated and the developer had filed a written agreement with the City setting forth a satisfactory time schedule for development of the center. Therefore ORDINANCE NO. 715, entitled "AMENDING THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND THEREBY RE-ZONING CERTAIN PROPERTY BOUNDED BY CHEROKEE LANE, POPLAR STREET, GARFIELD STREET AND A LINE 348 FEET SOUTH OF VINE STREET TO BE IN THE C-S COMMERCIAL SHOPPING DISTRICT," having been introduced at the regular meeting of December 20, 1961, was brought up for passage on motion of Councilman Brown, Mitchell second. Second reading was omitted after reading by title, and the ordinance was then passed, adopted and ordered to print by the following vote:

AYES: Councilmen - BROWN, KATZAKIAN, MITCHELL, ULLMANN and CULBERTSON

NOES: Councilmen --NONE

ABSENT: Councilmen - NONE

DRAINAGE DITCH

Mayor Culbertson invited the people in the audience to give their ideas or ask questions concerning the City's proposed storm drainage ditch. City Attorney Mullen stated that the cost of a pipe line would be prohibitive to Lodi taxpayers, that the ditch for the most part could be placed along section lines so as to do the least amount of damage possible and, further, that the ditch would contain water only for a small part of the year. Mr. Oliver Tecklenberg, 1350 East Kettleman Lane, wanted to know where the ditch turned to go west. Mr. Graves explained that the ditch followed southerly along the Freeway to a point where the Freeway joined the present 99 Highway and then it would go in a westerly direction midway between Kettleman Lane and Harney Lane to the Lower Sacramento Road. He said that the exact location had not yet been determined. The City is interested in the possible relocation of Highway 12 which is being studied by the State Division of Highways, as it may be moved farther south so that there would be a possibility of the ditch being located next to it. In any event, the City would seek to follow section lines and avoid severance wherever feasible. He also said that the City had considered the yearly maintenance of the ditch as part of the financial cost.

In answer to the question regarding pumping storm water into the Mokelumne River, the City Manager stated that the water would have to be pumped into the river which would be costly and not as reliable as having the water drain by gravity.

Mr. Richard Neuharth said he was interested in seeing how the City conducts its business and that the owners of the property needed for the right of way should have been contacted. He was informed that the property owners had been contacted regarding location of the ditch, but not costs since appraisals had not been obtained.


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It was then pointed out to those present that the resolution authorizing condemnation proceedings did not mean that condemnation would be started; the City would negotiate with the property owners and would only resort to condemnation if agreement could not be reached.

Mr. Willard Beckman inquired if the City had considered the possibility of underground storage of water. The City Manager said that the City was investigating such measures and that a test well would be tried out in the east part of the City. However, wells for underground storage would not be able to handle ultimate requirements of the City for storm drainage.

The City Manager mentioned that in order to accommodate lands that wished to annex to the City in the southwest area, the Council had authorized the construction of a ditch, which would be a part of the City's master storm drain plan, adjacent to the Woodbridge Irrigation Canal where it runs in a southerly direction south of Hutchins-Sunset Park. This ditch would be used as a temporary measure to store storm water. He said that the City was running into difficulties in trying to provide service for some areas for which people desired annexation.

There being no further business, the meeting was adjourned.


ATTEST: BEATRICE CARIBALDI
City Clerk